

REMARKS

An Appeal Brief was filed in the present application on April 22, 2009. Applicant respectfully requests the withdrawal of the Appeal following entry of this amendment, in accordance with the discussion with Examiner Jean Corrielus on June 18, 2009.

Pursuant to the August 22, 2008 Final Office Action, claims 1-3 and 6-9 stand rejected under 35 U.S.C. §112, first paragraph, as failing to comply with the written description requirement. The specification has been objected to as failing to provide proper antecedent basis for the terminology “computer readable media” recited in claims 10-12. Claims 10-12 stand rejected under 35 U.S.C. §101 as being directed to non-statutory subject matter. The August 22, 2008 Final Office Action and Advisory Action of February 9, 2009 also state that Figures 10A, 10B, 11A, 11B and 11C are not supported by the original specification.

The foregoing amendment requests the cancellation of claims 10-12 to further prosecution of the present application.

The specification has been amended to include new paragraphs [0037] through [0064]. Original paragraph number [0037] has been renumbered as paragraph number [0065]. New paragraphs [0037] through [0064] were added to the specification to provide a written description of Figures 10A, 10B, 11A, 11B and 11C. The drawings were previously amended to include Figures 10A, 10B, 11A, 11B and 11C in response to an objection to the drawings as not showing every feature of the invention specified in the claims presented in an Office Action dated March 28, 2005.

New paragraphs [0037] through [0064], as well as each one of Figures 10A, 10B, 11A, 11B, and 11C is supported by disclosure in the application as originally filed. Specifically, Figures 10A and 10B and new paragraphs [0037] through [0051] are supported in claim 1 as originally filed and in paragraph [0004].

Figures 11A, 11B, and 11C and new paragraphs [[0052] through [0064] are supported by claim 6 as originally filed and in paragraphs [0008]-[0009]. Additional support for Figures 10A, 10B, 11A, 11B, and 11C is provided in Figures 4, 5, 6A, and 6B; paragraphs [0025]-[0034] of the specification; pseudo-code on page 7, line 23-page 8, line 12; and example SQL statements in Table 1 on page 9.

Rejection of claims 10-12 under 35 U.S.C. §101, and
Objection to the specification as failing to provide proper antecedent basis
for the terminology “computer readable media” recited in claims 10-12

The objection to the specification as failing to provide proper antecedent basis for the terminology “computer readable media” recited in claims 10-12, and the rejection under 35 U.S.C. §101 are moot in view of the cancellation of claims 10-12.

Rejection of claims 1-3 and 6-9 under 35 U.S.C. §112, second paragraph

The rejection of claims 1-3 and 6-9 under 35 U.S.C. §112, second paragraph, as failing to comply with the written description requirement is believed to be overcome by the amendment to the specification. New paragraphs [0037] through [0051] provide a written description supporting claims 1 through 3, and new paragraphs [0052] through [0064] provide a written description supporting claims 6 through 9.

Objection to Figures 10A, 10B, 11A, 11B and 11C

The objection to Figures 10A, 10B, 11A, 11B and 11C as not supported by the original specification is respectfully traversed.

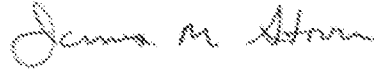
An objection to the drawings as not showing every feature of the invention specified in the claims was presented in the Office Action of March 28, 2005. The drawings were amended to include Figures 10A, 10B, 11A, 11B and 11C in the response to this Office Action filed on July 28, 2005.

Applicant respectfully traverses the statement in the Final Official Action of August 22, 2008 and the Advisory Action dated February 9, 2009 that the drawings filed on July 28, 2005 (Figures 10A, 10B, 11A, 11B, and 11C) are not supported by the original specification. Each one of Figures 10A, 10B, 11A, 11B, and 11C is supported by disclosure in the application as originally filed. Specifically, Figures 10A and 10B are disclosed, sans reference numerals, in claim 1 as originally filed and in paragraph [0004]; and Figures 11A, 11B, and 11C are disclosed, without reference numerals, in claim 6 as originally filed and in paragraphs [0008]-[0009]. Additional support for Figures 10A, 10B, 11A, 11B, and 11C is provided in Figures 4, 5, 6A, and 6B; paragraphs [0025]-[0034] of the specification; pseudo-code on page 7, line 23-page 8, line 12; and example SQL statements in Table 1 on page 9.

The support for Figures 10A, 10B, 11A, 11B, and 11C was presented in responses filed by Applicants on July 28, 2005 in response to the March 28, 2005 Office Action, and on January 22, 2009 in response to the August 22, 2008 Final Office Action.

Applicants have filed more than a dozen Office Action replies to address the rejections presented in the numerous Office Actions and Advisory Actions received in the prosecution of the present application. Applicants believe that all issues raised by the Examiner have been addressed and that the application including claims 1-3 and 6-9, is in condition for allowance. Early and favorable action is respectfully requested.

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "James M. Stover".

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